

IN THE UNITED STATES DISTRICT COURT  
FOR THE WESTERN DISTRICT OF VIRGINIA  
ROANOKE DIVISION

MOUNTAIN VALLEY PIPELINE, LLC,	)	
	)	
Plaintiff,	)	
	)	
v.	)	Case Number: 7:23CV00809
	)	
PHILIP ATETO, ET AL.	)	
	)	
Defendants.	)	

**ASSENTED-TO MOTION TO ACCEPT LATE FILING**

Defendants Philip Ateto, Barkha Bhandari, Joel Davis, Kidus Girma, Klea Hazizaj, Devora Klionsky, Christian Shushok, Sloan Touchet, Brynn Cassidy West, and Ashley Wagner (“Defendants”) respectfully ask this Court to accept Defendants’ Reply to Plaintiff’s Response to Motion to Dismiss. This filing was due at 11:59PM on May 6, 2024 and was submitted late due to the filing attorney’s error, at 12:37 PM on May 7, 2024.

The undersigned attorney acknowledges their responsibility to submit filings by the deadline and their failure to do so in this case, and will take steps moving forward to avoid a recurrence of this issue.

Attorneys for the Plaintiff, Mountain Valley Pipeline, assent to this motion.

WHEREFORE, the undersigned counsel respectfully request that the Court:

- a. Accept Defendants’ Reply to Plaintiff’s Response to Motion to Dismiss; and
- b. Grant any other relief as is deemed equitable and just.

Respectfully submitted this 14th Day of May, 2024,

PHILIP ATETO, BARKHA BHANDARI, JOEL  
DAVIS, KIDUS GIRMA, KLEA HAZIZAJ,

DEVORA KLIONSKY, CHRISTIAN SHUSHOK  
SLOAN TOUCHET, ASHLEY STECHER  
WAGNER, AND BRYNN WEST

By: /s/ Kira A. Kelley  
Kira A. Kelley, *Pro Hac Vice*  
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/s/ Paul G. Beers  
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Counsel for Defendants

**CERTIFICATE OF SERVICE**

I hereby certify that on May 14, 2024, I electronically filed the foregoing Assented-to Motion to Accept Late Filing with the Clerk of the Court using the CM/ECF system which will send notification of such filing to counsel of record.

/s/ Kira Kelley  
Kira Kelley, Esq.